

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Francois Binette et al.

Confirmation No. 7987

Application No. 10/723,982

Art Unit: 1657

Filed: November 26, 2003

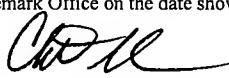
Examiner: Satyendra K. Singh

For: CONFORMABLE TISSUE REPAIR IMPLANT  
CAPABLE OF INJECTION DELIVERY

I hereby certify that this correspondence is being transmitted electronically via EFS-Web to the United States Patent and Trademark Office on the date shown below.

Dated: June 4, 2007

Signature: \_\_\_\_\_



(Charlton Shen)

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER**

Dear Sir:

The undersigned is attorney of record for the assignee of the above-identified application. Ethicon, Inc. certifies that it is the owner of 100% interest in the above identified patent application, as evidenced by the attached assignment of the parent, said assignment having been recorded in the U.S. Patent and Trademark Office on March 22, 2004 at Reel 015112, Frame 0905.

The owner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of co-pending U.S. Application No. 10/374,772 and

10/374,754. The owner hereby agrees that any patent that is granted on the above-identified application shall be enforceable only for and during such period that it and the above listed patent are commonly owned. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assignees.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminate prior to the expiration of its full statutory term.

The statutory fee of \$130.00 is being charged by credit card via EFS Web, and the Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 141449, under Order No. 22956-237.

Dated: June 4, 2007

Respectfully submitted,



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Charlton Shen, Reg. No. 54,442  
Attorney For Applicants  
NUTTER MCCLENNEN & FISH, LLP  
World Trade Center West  
155 Seaport Boulevard  
Boston, Massachusetts 02210-2604  
Tel. (617) 439-2782  
Fax (617) 310-9782

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**UNITED STATES PATENT AND TRADEMARK OFFICE**

**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE**

SEPTEMBER 11, 2004

PTAS

A standard linear barcode is positioned horizontally across the page, consisting of vertical black bars of varying widths on a white background.

\*102702196A\*

NUTTER MCCLENNEN & FISH LLP  
TRAM ANH T. NGUYEN  
WORLD TRADE CENTER WEST  
155 SEAPORT BOULEVARD  
BOSTON, MA 02210-2604

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF  
THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS  
AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER  
REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/22/2004

REEL/FRAME: 015112/0905  
NUMBER OF PAGES: 6

**BRIEF:** ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS)

**ASSIGNOR:**

BINETTE, FRANCOIS

DOC. DATE: 01/09/2004

**ASSIGNOR:**

HAMMER, JOSEPH T

DOC. DATE: 01/23/2004

ASSIGNOR:

MUKHOPADHYAY, KBITSH

DOC. DATE: 01/14/2004

**ASSIGNOR:**

ROSENBLATT JOEL

DOC. DATE: 01/23/2024

**ASSIGNEE -**

SIGNEE:  
ETHICON, INC.  
ROUTE 22 WEST  
SOMERVILLE, NEW JERSEY 08876

015112/0905 PAGE 2

SERIAL NUMBER: 10723982

FILING DATE: 11/26/2003

PATENT NUMBER:

ISSUE DATE:

TITLE: CONFORMABLE TISSUE REPAIR IMPLANT CAPABLE OF INJECTION DELIVERY

DOROTHY WILLIAMS, PARALEGAL  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

03-24-2004



Form PTO-1595  
(Rev. 03/01)  
OMB No. 0651-0027 (exp. 5/31/2002)

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PATENTS ONLY

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U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof

1. Name of conveying party(ies):	<b>3-22-64</b>		2. Name and address of receiving party(ies)
Francois Binette (01/09/2004), Joseph J. Hammer (01/22/2004), Krish Mukhopadhyay (01/14/2004), and Joel Rosenblatt (01/23/2004)			Name: <u>ETHICON, INC.</u>
Additional name(s) of conveying party(ies) attached?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

3. Nature of Conveyance:	<input checked="" type="checkbox"/> Assignment	<input type="checkbox"/> Merger
	<input type="checkbox"/> Security Agreement	<input type="checkbox"/> Change of Name
	<input type="checkbox"/> Other	
Execution Date:	see Box 1, conveying parties	
City: <u>Somerville</u>		
State: <u>NJ</u> Zip: <u>08876</u>		
Additional name(s) & address(es) attached:		

4. Application number(s) or patent number(s):	If this document is being filed together with a new application, the execution date of the new application is: _____	
A. Patent Application No.(s):  <u>10/723,982</u>	B. Patent No.(s):	
Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

5. Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications and patents involved:
Name: <u>Tram Anh T. Nguyen</u> <u>NUTTER MCCLENNEN &amp; FISH LLP</u>	<u>1</u>
Internal Address: Atty. Dkt.: 022956-0237	7. Total fee (37 CFR 3.41) \$ <u>40.00</u>
Street Address: <u>World Trade Center West</u> <u>155 Seaport Boulevard</u>	<input checked="" type="checkbox"/> Enclosed
City: <u>Boston</u>	<input type="checkbox"/> Authorized to be charged to deposit account
State: <u>MA</u>	<input type="checkbox"/> Authorized to be charged to credit card (Form 2038 enclosed)
Zip: <u>02210-2604</u>	8. Deposit account number: <u>141449</u>
(Attach duplicate copy of this page if paying by deposit account)	

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9. Statement and signature.	To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.	
Tram Anh T. Nguyen Name of Person Signing	<u>manhnguyen</u> Signature	March 18, 2004 Date
Total number of pages including cover sheet, attachments, and documents: <u>6</u>		

OFFICE OF PATENT RECORDS

01 FC-0021

Recordation Form Cover Sheet  
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Assignment Recordation Services, Director of the US Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: March 18, 2004

Signature: manhnguyen

(Tram Anh T. Nguyen)

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03/23/2004 10:41:26 AM

**ASSIGNMENT**

We, **Francois Binette** of Weymouth, Massachusetts, **Joseph J. Hammer** of Bridgewater, New Jersey, **Krish Mukhopadhyay** of Bridgewater, New Jersey, and **Joel Rosenblatt** of Watchung, New Jersey, in consideration of One Dollar and other valuable consideration paid to us by

**ETHICON, INC.**

a corporation of New Jersey, having its principal place of business at Route 22 West, Somerville, New Jersey, 08876, the receipt of which is hereby acknowledged, do hereby sell, assign and transfer unto said

**ETHICON, INC.**

its successors and assigns, the entire interest for the United States of America and all foreign countries including all rights of priority under the International Convention for the Protection of Industrial Property in a certain invention or improvement in

**CONFORMABLE TISSUE REPAIR IMPLANT CAPABLE OF INJECTION DELIVERY**

described in a U.S. patent application filed on November 26, 2003 in the United States Patent and Trademark Office and assigned Serial No.: 10/723,982, and in all Letters Patent of the United States and all foreign countries which may or shall be granted on said invention, or any parts thereof, or on said application, or any divisional, continuing, reissue or other applications based in whole or in part thereon. And we agree, for ourselves and our executors and administrators, with said corporation and its successors and assigns but at its or their expense and charges, hereafter to execute all applications, amended specifications, deed or other instrument, and to do all acts necessary or proper to secure the grant of Letters Patent in the United States and in all other countries to said corporation, with specifications and claims in such form as shall be approved by the counsel of said corporation and to vest and confirm in said corporation, its successors and assigns, the legal title to all such patents.

And we do hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said corporation, its successors and assigns.

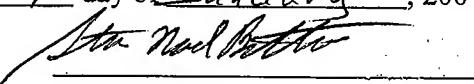
WITNESS my hand and seal this 9 day of January, 2004.

By:

Francois Binette

Commonwealth of Massachusetts      )  
County of Norfolk                  )ss  
    )

Then personally appeared the above named **Francois Binette** and acknowledged the foregoing instrument to be his free act and deed, before me, this 9 day of January, 2004.

  
Notary Public

My commission expires: 9/24/10

[SEAL]

WITNESS my hand and seal this 22<sup>nd</sup> day of JANUARY, 2004.

By: Joseph J. Hammer  
Joseph J. Hammer

State of New Jersey )  
                             )ss  
County of Somerset   )

Then personally appeared the above named **Joseph J. Hammer** and acknowledged the foregoing instrument to be his free act and deed, before me, this 22<sup>nd</sup> day of January, 2004.

[SEAL]

Victor F. Janas  
Notary Public

My commission expires: 12/28/2005

**VICTOR F. JANAS**  
NOTARY PUBLIC OF NEW JERSEY  
Commission Expires 12/28/2005

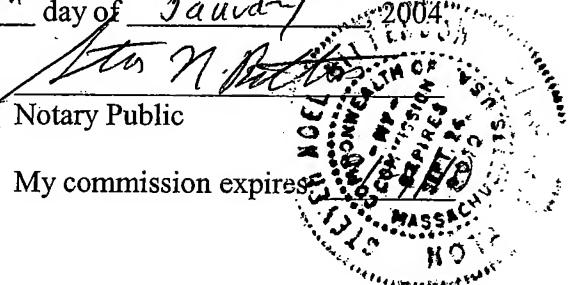
WITNESS my hand and seal this 14<sup>th</sup> day of January, 2004.

By: Krish Mukhopadhyay  
Krish Mukhopadhyay

State of MA)  
County of Norfolk)ss

Then personally appeared the above named Krish Mukhopadhyay and acknowledged the foregoing instrument to be his free act and deed, before me, this 14<sup>th</sup> day of January, 2004.

[SEAL]

  
Notary Public

My commission expires 12/31/2004

WITNESS my hand and seal this 23<sup>rd</sup> day of January, 2004.

By: Joel Rosenblatt  
Joel Rosenblatt

State of New Jersey)  
County of Somerset)ss

Then personally appeared the above named **Joel Rosenblatt** and acknowledged the foregoing instrument to be his free act and deed, before me, this 23<sup>rd</sup> day of January, 2004.

[SEAL]

Victor F. Janas  
Notary Public

My commission expires: 12/28/2005

VICTOR F. JANAS  
NOTARY PUBLIC OF NEW JERSEY  
Commission Expires 12/28/2005

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